

6103.5

6103.5 Proceedings [Rule 305].

(a) *Requests for additional time.* The claimant, the Audit Division, or the agency may request additional time to make any filing.

(b) *Conferences.* The judge will not engage in ex parte communications involving the underlying facts or merits of the claim. The judge may hold a conference with the claimant, the Audit Division, and the agency at any time, for any purpose. The judge may provide the participants a memorandum reflecting the results of a conference.

(c) *Submissions.* The judge may require the submission of additional information at any time. The claimant, the Audit Division, or the agency may request an opportunity to make additional submissions; however, no such submission may be made unless authorized by the judge.

[62 FR 25867, May 12, 1997, as amended at 64 FR 38143, July 15, 1999]

6103.6 Decisions [Rule 306].

The judge will issue a written decision based upon the record, which includes submissions by the claimant, the Audit Division, and the agency, and information provided during conferences. The claimant, the Audit Division, and the agency will each be furnished a copy of the decision by the Office of the Clerk of the Board. In addition, all Board decisions are posted weekly on the Internet. The Board's Internet address is: www.gsbca.gsa.gov.

[62 FR 25867, May 12, 1997, as amended at 64 FR 38143, July 15, 1999]

6103.7 Reconsideration of Board decision [Rule 307].

A request for reconsideration may be made by the claimant, the Audit Division, or the agency. Such requests must be received by the Board within 30 calendar days after the date the decision was issued (or within 60 calendar days after the date the decision was issued, if the claimant or agency office making the request is located outside the 50 states and the District of Columbia). The request for reconsideration should state the reasons why the Board should consider the request. Mere disagreement with a decision or re-argument of points already made is not a

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sufficient ground for seeking reconsideration.

[62 FR 25867, May 12, 1997, as amended at 64 FR 38143, July 15, 1999]

6103.8 Payment of successful claims [Rule 308].

The agency for which the services were provided shall pay amounts the Board determines are due the claimant.

PART 6104—RULES OF PROCEDURE FOR TRAVEL AND RELOCATION EXPENSES CASES

Sec.

6104.1 Scope [Rule 401].

6104.2 Filing claims [Rule 402].

6104.3 Response to claim [Rule 403].

6104.4 Reply to agency response [Rule 404].

6104.5 Proceedings [Rule 405].

6104.6 Decisions [Rule 406].

6104.7 Reconsideration of Board decision [Rule 407].

6104.8 Payment of successful claims [Rule 408].

AUTHORITY: 31 U.S.C. 3702; 41 U.S.C. 601-613; Sec. 201(n)(3), Pub. L. 104-316, 110 Stat. 3826.

SOURCE: 62 FR 25869, May 12, 1997, unless otherwise noted.

6104.1 Scope [Rule 401].

(a) *Authority.* These procedures govern the Board's resolution of claims by federal civilian employees for certain travel or relocation expenses that were formerly settled by the Comptroller General under 31 U.S.C. 3702. Section 201(n)(3) of the General Accounting Office Act of 1996, Public Law 104-316, transfers the authority to resolve these claims to the Administrator of General Services, who has redelegated that function to the General Services Administration Board of Contract Appeals. The requirements contained in 31 U.S.C. 3702, including limitations on the time within which claims may be filed, apply to the Board's review of these claims.

(b) *Types of claims.* These procedures are applicable to the review of two types of claims made against the United States by federal civilian employees:

(1) Claims for reimbursement of expenses incurred while on official temporary duty travel; and